



06-0403

Express Mail Cert. No. EV 127 451 798 US
PATENT

DAK
#9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Examiner : Cegielnik, Urzula M.
Louis B. Rosenberg : Art Unit : 3712

Serial No. : 09/823,943
Filed : March 30, 2001
For : Haptic Remote Control for Toys

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 CFR 1.137(b)**

This petition is in response to the *Notice of Abandonment* mailed for this application on May 2, 2003. A copy of the *Notice* is enclosed. Applicant hereby requests that the above-identified application, serial number 09/823,943, which was unintentionally abandoned, be revived.

According to 37 CFR 1.137 (b), a petition to revive an unintentionally abandoned application must be accompanied by: (1) the reply required to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional; and (4) any terminal disclaimer required pursuant to 37 CFR 1.137 (d).

Enclosed is an Amendment and Response in reply to the non-final Office action mailed September 12, 2003 along with a three-month extension of time. This is a nonprovisional application. A check in the amount of \$ 1300.00 for the petition fee under 37 CFR Section 1.17(m) is also enclosed. Please credit any overpayment or charge any deficiency in relation to this petition to deposit account no. 16-1435. The entire delay in filing the proposed reply, the enclosed Amendment and Response, from March 12, 2003 until the filing of this petition was unintentional. No terminal disclaimer is necessary.

06/05/2003 AUSDAP1 00000071 09823943
01 FC:1453 1300.00

RECEIVED

JUN 05 2003

OFFICE OF PETITIONS

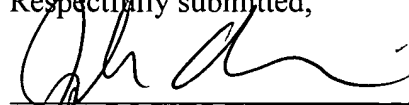
Accordingly, 37 CFR 1.137(b) has been met, and Applicant respectfully requests that the application be declared revived.

Date: 6/3/03

Kilpatrick Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101
Phone: 336-607-7311
Fax: 336-734-2621

51851-281195
WINLIB01:1006269.1

Respectfully submitted,



John Alemanni
Registration No. 47,384